

MDL 1570 PLAINTIFFS' EXECUTIVE COMMITTEES

In re: Terrorist Attacks on September 11, 2001 (S.D.N.Y.)

Plaintiffs' Executive Committee for Personal Injury and Death Claims	Plaintiffs' Executive Committee for Commercial Claims
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Andrew J. Maloney III, <i>Co-Liaison Counsel</i> KREINDLER & KREINDLER LLP Robert T. Haefele, <i>Co-Liaison Counsel</i> MOTLEY RICE LLC	J. Scott Tarbutton, <i>Liaison Counsel</i> COZEN O'CONNOR

VIA ECF

March 11, 2022

The Honorable George B. Daniels
United States District Court
Southern District of New York
Daniel Patrick Moynihan United States Courthouse
500 Pearl Street
New York, NY 10007-1312

RE: *In Re: Terrorist Attacks on September 11, 2001*, 03 MDL 1570 (GBD) (SN)

Dear Judge Daniels:

Pursuant to Section IV(D) of this Court's Individual Rules and Practices, the Consolidated Amended Complaint ("CAC") Plaintiffs and the *Ashton* Plaintiffs (collectively "Plaintiffs") submit this letter-motion to request oral argument on Plaintiffs' motions for reconsideration of this Court's March 28, 2018 Memorandum Decision and Order at ECF No. 3946. Briefing of the subject motions was completed on March 9, 2022, *see* ECF Nos. 7431-32, 7481-83, 7648, and 7740-42, and courtesy copies of all parties' papers and exhibits will be provided to chambers.

Plaintiffs respectfully submit that oral argument concerning the jurisdictional implications of the Second Circuit's decisions in *Kaplan v. Lebanese Canadian Bank*, 999 F.3d 842 (2d Cir. 2021) and *Honickman v. BLOM Bank SAL*, 6 F.4th 487 (2d Cir. 2021), and other significant recent cases, will assist the Court and that resolution of the motion is likely to advance interests in judicial efficiency by avoiding unnecessary and resource-depleting disputes related to jurisdictional discovery and proof. *See* Plaintiffs' Reply Memorandum of Law (ECF No. 7740) at pp. 1, 14, 15. For these reasons, Plaintiffs respectfully request that the Court grant their letter-motion and schedule oral argument on Plaintiffs' motions for reconsideration.

Plaintiffs contacted counsel for the Kingdom of Saudi Arabia for the Kingdom's position on this request. The Kingdom responded that "Saudi Arabia opposes Plaintiffs' request and does

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not believe oral argument is warranted, but will be available at the Court's convenience if the Court would find argument helpful."

The CAC Plaintiffs and *Ashton* Plaintiffs thank the Court for its consideration of this request.

Respectfully submitted,

COZEN O'CONNOR

By: /s/ Sean P. Carter

Sean P. Carter

COZEN O'CONNOR

One Liberty Place

1650 Market Street, Suite 2800

Philadelphia, PA 19103

Tel.: (215) 665-2105

Email: scarter1@cozen.com

On behalf of the CAC Plaintiffs

KREINDLER & KREINDLER LLP

By: /s/ Steven R. Pounian

Steven R. Pounian

KREINDLER & KREINDLER LLP

750 Third Avenue

New York, NY 10017

Tel: (212) 687-8181

E-mail: spounian@kreindler.com

On behalf of the Ashton Plaintiffs

MOTLEY RICE LLC

By: /s/ Robert T. Haefele

Robert T. Haefele

MOTLEY RICE LLC

28 Bridgeside Boulevard

Mount Pleasant, SC 29465

Tel.: (843) 216-9184

Email: rhaefele@motleyrice.com

On behalf of the CAC Plaintiffs

cc: Magistrate Judge Sarah Netburn (via ECF)
All MDL Counsel of Record (via ECF)